

MAYOR AND COUNCIL - REGULAR MEETING

ADMINISTRATIVE ACTION REPORT AND SUMMARY

JUNE 21, 2005

FROM: CITY MANAGER



1. ROLL CALL: 5:41 P.M.

COUNCIL MEMBERS PRESENT: Mayor Robert E. Walkup, Vice-Mayor Kathleen Dunbar, Council Members Jose J. Ibarra, Carol West, Shirley Scott, Steve Leal, and Fred Ronstadt, Kathleen S. Detrick, City Clerk

STAFF MEMBERS: Mike Hein, City Manager
Mike Letcher, Deputy City Manager
Mike Rankin, City Attorney

INVOCATION AND PLEDGE OF ALLEGIANCE

2. The invocation was given by Reverend Ben Larson-Wolbrink, Campus Christian Center, after which the Pledge of Allegiance was presented by the entire assembly.

PRESENTATIONS:

- a. Presentation of Award to Major Michael A. Ryan as an "Extraordinary Citizen".
- b. Presentation of Governor's Heritage Award to Marty McKune for the Rio Nuevo Public Outreach Program.

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
<p>3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS – JUNE21-05-342</p> <p>a. Vice-Mayor Dunbar announced Ward 3 will be hosting a town hall on Methamphetamines on Wednesday June 29 at Salpointe High School, 1545 E. Copper. The town hall will be held from 6:30 to 8:30 p.m. and the doors will open at 6:00 p.m.</p>	

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS – JUNE21-05-342 (Continued from previous page)

- b. Council Member Scott reported on the success of the Rita Ranch's 5th annual Family Fun Day and noted the Ward IV 5th annual Back to School Bash will be held Saturday August 13th at the Clements Center. Council Member Scott also reported on a recent trip she took to Denver with the National League of Cities where the committee she chairs worked on federal budget issues that impact Tucson.
- c. Council Member Ronstadt reported that the City of Tucson has a pay subsidy program in place that guarantees current salary levels for City employees that are deployed. Council Member Ronstadt also requested young citizens continue to send in pictures of elephants, Connie and Shaba to Fred Ronstadt 3202 E. 1st Street Tucson, AZ 85716.

4. CITY MANAGER'S REPORT: SUMMARY OF CURRENT EVENTS - JUNE21-05-343

City Manager Mike Hein announced:

- a. Van Tran driver Edward Trujillo recently took top honors in the Van Tran Rodeo competition that tested the driving skills and knowledge of traffic rules and regulations of Van Tran drivers. Mr. Trujillo will represent Van Tran and compete against drivers from other paratransit companies in the national competition next May in Orlando, Fla.
- b. Friday, June 24th, will be outgoing Human Resources Director Teri Traaen's last day with the City of Tucson. We all wish her well as she continues her career as the General Manager of Human Resources for the City of Scottsdale

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

<p><i>(this item taken out of order)</i></p> <p>10. CITY MAGISTRATES: APPOINTING A CITY MAGISTRATE – JUNE21-05-350</p> <p>ORDINANCE NO. 10167</p> <p>Council Member Leal MOVED, SECONDED by Council Member Scott to pass and adopt Ordinance 10167 appointing Theodore C. Abrams as City Magistrate of the City of Tucson; fixing compensation and declaring an emergency.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>CITY CLERK</u></p>
<p><i>(this item taken out of order)</i></p> <p>11. CITY MAGISTRATES: APPOINTING A SPECIAL CITY MAGISTRATE – JUNE21-05-351</p> <p>ORDINANCE NO. 10168</p> <p>Council Member Ronstadt MOVED, SECONDED by Vice-Mayor Dunbar to pass and adopt Ordinance No. 10168 appointing Pamela Katzenberg as Special City Magistrate to serve upon call by the Chief Executive Officer of the Court; fixing compensation and declaring an emergency.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>CITY CLERK</u></p>
<p>5. LIQUOR LICENSE APPLICATIONS – JUNE21-05-338</p> <p>EL PESCADO FELIZ, SEAFOOD RESTAURANT, CITY # 40-05 SOUTHERN ARIZONA ASSOCIATION FOR THE VISUALLY IMPAIRED (SAAVI), CITY # T47-05</p> <p>Council Member Scott MOVED, SECONDED by Council Member West to direct staff to forward these applications to the State Liquor Board with recommendations for approval.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>CITY CLERK</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

5. LIQUOR LICENSE APPLICATIONS – JUNE21-05-338 (Continued from previous page)

ROYAL SUN RESTAURANT, CITY # 36-05

Council Member Ibarra MOVED, SECONDED by Vice-Mayor Dunbar to direct staff to forward this application to the State Liquor Board with a recommendation for denial.

Motion PASSED by a vote of 7 to 0.

ASADERO Y TAQUERIA SONORA, CITY # 39-05

Council Member Leal MOVED, SECONDED by Vice-Mayor Dunbar to direct staff to forward this application to the State Liquor Board with a recommendation for denial.

Motion PASSED by a vote of 7 to 0.

6. C O N S E N T A G E N D A

*****ITEMS “B”, “C”, “E”, “T”, “J”, AND “K” WERE DELETED FROM THE CONSENT AGENDA *****

- A. ECONOMIC DEVELOPMENT: TRANSFER OF MANAGEMENT AUTHORITY AND GRANTEE AUTHORITY OF THE TUCSON PIMA ENTERPRISE ZONE AND THE TUCSON EMPOWERMENT ZONE TO TUCSON REGIONAL ECONOMIC OPPORTUNITIES, INC. – JUNE21-05-341

RESOLUTION NO. 20107

DIR. OF ECONOMIC
DEVELOPMENT

- D. FINANCIAL PARTICIPATION AGREEMENT: WITH TUCSON REGIONAL ECONOMIC OPPORTUNITIES, INC. FOR ECONOMIC DEVELOPMENT SERVICES – JUNE21-05-345

RESOLUTION NO. 20109

DIR. OF BUDGET
AND RESEARCH

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

<p>F. LICENSE AGREEMENT: WITH PIMA COUNTY FOR ACCESS TO THE GIS INTERNET PORTAL – JUNE21-05-340</p> <p>RESOLUTION NO. 20110</p>	<p><u>DIR. OF INFO TECHNOLOGY</u></p>
<p>G. REAL PROPERTY: APPROVING A LEASE AGREEMENT WITH CAFE POCA COSA FOR PROPERTY LOCATED AT 120 EAST PENNINGTON STREET (CONTINUED FROM THE MEETING OF JUNE 14, 2005) – JUNE21-05-348</p> <p>ORDINANCE NO. 10160</p>	<p><u>DIR. OF GENERAL SERVICES</u></p>
<p>H. ELECTION: CALLING A PRIMARY ELECTION ON SEPTEMBER 13, 2005 AND A GENERAL ELECTION ON NOVEMBER 8, 2005 – JUNE21-05-349</p> <p>ORDINANCE NO. 10169</p>	<p><u>CITY CLERK</u></p>
<p>Council Member Leal MOVED, SECONDED by Council Member West that items on the Consent Agenda (Except “B”, “C”, “E”, “T”, “J”, and “K”) be approved and/or adopted and proper action taken.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	
<p>B. FINANCE: TRANSFER OF FUNDS FROM THE WARD 5 OFFICE BUDGET TO THE LEAGUE OF UNITED LATIN AMERICAN CITIZENS (LULAC) FOR THE 17TH ANNUAL YOUTH LEADERSHIP CONFERENCE – JUNE21-05-352</p> <p>RESOLUTION NO. 20111</p> <p>Council Member Leal MOVED, SECONDED by Vice-Mayor Dunbar to pass and adopt Resolution No. 20111.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 1 (Council Member West dissenting).</p>	<p><u>DIR. OF BUDGET AND RESEARCH</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

- C. PARKS AND RECREATION: AFFIRMING THE CITY'S INTENTION TO CONTINUE TO HOUSE ELEPHANTS AT THE REID PARK ZOO – JUNE21-05-353 – JUNE21-05-353

RESOLUTION NO. 20112

Council Member Ronstadt MOVED, SECONDED by Vice-Mayor Dunbar to pass and adopt Resolution No. 20112.

Council Member Leal MOVED, SECONDED by Council Member Ibarra to substitute the motion to include a specific funding plan as follows:

\$1.5 million from each the County and the City, \$2.0 private donation, and the balance to be funded with COPs (staff should analyze what would the change in entrance fees need to be in order to cover this debt.)

Substitute motion FAILED by a vote of 3 to 4 (Mayor Walkup, Vice-Mayor Dunbar and Council Members West and Ronstadt dissenting).

Main motion PASSED by a vote of 7 to 0.

DIR. OF PARKS
AND RECREATION

- E. INTERGOVERNMENTAL AGREEMENT: WITH THE ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY FOR UNDERGROUND STORAGE TANK INSPECTIONS – JUNE21-05-346

RESOLUTION NO. 20108

This item was continued at the request of staff.

FIRE CHIEF

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

<p>I. FINANCE: TRANSFER OF FUNDS FROM THE WARD 1 OFFICE BUDGET TO THE PARKS AND RECREATION DEPARTMENT FOR THE SENIOR SOFTBALL LEAGUE – JUNE21-05-354</p> <p>RESOLUTION NO. 20113</p> <p>Council Member Ibarra MOVED, SECONDED by Council Member Scott to pass and adopt Resolution No. 20113.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 1 (Council Member West dissenting).</p>	<p><u>CITY CLERK</u></p>
<p>J. FINANCE: TRANSFER OF FUNDS FROM THE WARD 3 OFFICE BUDGET TO THE TUCSON POLICE DEPARTMENT FOR NEIGHBORHOOD RESOURCE GUIDES ON METHAMPHETAMINE LABS – JUNE21-05-355</p> <p>RESOLUTION NO. 20114</p> <p>Vice-Mayor Dunbar MOVED, SECONDED by Council Member Scott to pass and adopt Resolution No. 20114.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 1 (Council Member West dissenting).</p>	<p><u>CITY CLERK</u></p>
<p>K. FINANCE: TRANSFER OF FUNDS FROM THE MAYOR’S OFFICE BUDGET TO JOB PARTNERSHIP, JUNIOR ACHIEVEMENT, AND THE TUCSON POLICE DEPARTMENT FOR VARIOUS PROJECTS – JUNE21-05-356</p> <p>RESOLUTION NO. 20115</p> <p>Council Member Ibarra MOVED, SECONDED by Council Member Scott pass and adopt Resolution No. 20115.</p>	<p><u>CITY CLERK</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION

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K. FINANCE: TRANSFER OF FUNDS FROM THE MAYOR'S OFFICE BUDGET TO JOB PARTNERSHIP, JUNIOR ACHIEVEMENT, AND THE TUCSON POLICE DEPARTMENT FOR VARIOUS PROJECTS – JUNE21-05-356
(Continued from previous page)

Motion PASSED by a vote of 5 to 1 (Council Member West dissenting, Council Member Ronstadt declared a conflict of interest).

A separate roll call vote for the sole and separate of amending the resolution to include the emergency clause FAILED by a vote of 5 to 1 (Council Member West dissenting, Council Member Ronstadt declared a conflict of interest).

7. CALL TO THE AUDIENCE

- a. Susan Parker Hodgekiss thanked the Mayor and Council for their unanimous support of the Elephants at Reid Park Zoo.
- b. Cassandra Rogge thanked the Mayor and Council for their unanimous support of the Elephants at Reid Park Zoo.
- c. Chris Aguiar thanked the Mayor and Council for their unanimous support of the Elephants at Reid Park Zoo.
- d. Michael Toney suggested the Mayor and Council research the St. Louis Science Center's profitability and also commented on the 500 year floodplain.

8. PUBLIC HEARING: UNIVERSITY OF ARIZONA SCIENCE AND TECHNOLOGY PARK ANNEXATION DISTRICT – JUNE21-05-339

Council Member Ibarra MOVED, SECONDED by Council Member Scott moved to close the Public Hearing

Motion PASSED by a vote of 7 to 0.

Council Member Scott requested information regarding the cost of the roadway and the overall relationship of impact fees in a particular benefit area.

DIR. OF URBAN
PLANNING & DESIGN

DIR. OF TRANSPORTATION
Is responsible

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

8. PUBLIC HEARING: UNIVERSITY OF ARIZONA SCIENCE AND TECHNOLOGY PARK ANNEXATION DISTRICT- JUNE21-05-339
(Continued from previous page)

Council Member Scott MOVED, SECONDED by Council Member Leal to direct staff to proceed with the University of Arizona Science and Technology Park Annexation District.

Motion PASSED by a vote of 7 to 0.

(Return to Consent Agenda item 6-K)

- K. FINANCE: TRANSFER OF FUNDS FROM THE MAYOR'S OFFICE BUDGET TO JOB PARTNERSHIP, JUNIOR ACHIEVEMENT, AND THE TUCSON POLICE DEPARTMENT FOR VARIOUS PROJECTS - JUNE21-05-356

RESOLUTION NO. 20115

Council Member West MOVED, SECONDED by Vice-Mayor Dunbar to reconsider the Emergency Clause vote.

Motion PASSED by a vote of 7 to 0.

On a second roll call vote for the sole and separate purpose of amending the Resolution to include the emergency clause, the vote was 6 to 0 (Council Member Ronstadt declared a conflict of interest).

9. PUBLIC HEARING: TUCSON CODE - AMENDING (CHAPTER 23), THE LAND USE CODE; REGARDING HEIGHT LIMITS FOR ORNAMENTAL ELEMENTS OF BUILDINGS AND STRUCTURES JUNE21-05-347

ORDINANCE NO. 10166

Council Member Ronstadt MOVED, SECONDED by Council Member West moved to close the Public Hearing.

Motion PASSED by a vote of 7 to 0.

DIR. OF URBAN
PLANNING & DESIGN

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

9. PUBLIC HEARING: TUCSON CODE – AMENDING (CHAPTER 23), THE LAND USE CODE; REGARDING HEIGHT LIMITS FOR ORNAMENTAL ELEMENTS OF BUILDINGS AND STRUCTURES JUNE21-05-347 (Continued from previous page)

Council Member Ibarra MOVED, SECONDED by Vice-Mayor Dunbar to pass and adopt Ordinance No. 10166, which conforms to the Planning Commission's recommendation with one exception: the limit of twice the height of the structure, with alternative language to subsection 3.2.7.3.a..3 subsection C on page 2 of the ordinance. It will now read the applicant must demonstrate how the proposal minimizes impacts on the existing land uses by including a viewshed analysis and an analysis of the project site grades and adjacent property grades as part of their submittal.

Motion PASSED by a vote of 7 to 0.

12. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS – JUNE21-05-344

Council Member Scott announced her personal appointment of Rudolph Lopez as the Ward 4 appointee to the Citizen Transportation Advisory Committee.

CITY CLERK

13. ADJOURNMENT: 7:25 P.M.

The next regularly scheduled meeting of the Mayor and Council will be held on Tuesday, June 28, 2005, at 5:30 p.m. in the Mayor and Council Chambers, City Hall, 255 West Alameda, Tucson, Arizona.